

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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MICHAEL BRUCE BYNOE,

Case No. 3:07-cv-00009-LRH-CLB

Petitioner,

ORDER

v.

PERRY RUSSELL, WARDEN, et al.,

Respondents.

Respondents ask that the court waive compliance with Local Special Rule 3-3 with respect to the index of exhibits in support of their motion to dismiss Michael Bruce Bynoe's second-amended § 2254 habeas corpus petition. (ECF No. 113.) LSR 3-3(c) states that the court disfavors the filing of duplicate exhibits. Respondents note that the voluminous state-court record spans over 24 years and explain that a complete set of state-court exhibits has never been filed in this case. Thus, they request to file a complete, chronological index and exhibits for the state proceedings. Good cause appearing,

1 **IT IS ORDERED** that respondents' motion to waive compliance with Local Rule
2 for Special Proceedings and Appeals LSR 3-3 (ECF No. 113) is **GRANTED**.

3 **IT IS FURTHER ORDERED** that respondents' fourth and fifth motions for
4 extension of time to respond to the second-amended petition (ECF Nos. 105 and 106)
5 are both **GRANTED** *nunc pro tunc*.

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8 DATED: 3 November 2022.

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12 LARRY R. HICKS
13 UNITED STATES DISTRICT JUDGE
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